



Department of Justice
Canada

Ministère de la Justice
Canada

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BY EMAIL WITH COPY TO COUNSEL

April 21, 2022

Our File Number: LEX-500074803

Judicial Administrator
Federal Court of Appeal
90 Sparks Street
Ottawa, Ontario K1A 0H9

Re: Air Passenger Rights v The Attorney General of Canada - CFN: A-102-20

Dear Administrator:

I write in respect of cfn. A-102-20, *Air Passenger Rights v. Attorney General of Canada and the Canadian Transport Agency*, and specifically in respect of the April 11, 2022 Order and Reasons of the Honourable Justice Gleason.

At paragraph 3 of the Order, and paragraphs 11-13 of the Reasons, the Respondent's claims of privilege are upheld and the two relevant documents are ordered disclosed in redacted form.

I therefore write to advise the Court that the redacted documents were provided to counsel for the Applicant as pages 27-28 and 30-35 of the Respondent's Motion Record (Informal motion to claim privilege over portions of two documents), served and filed on December 14, 2021. At the Court's request, the same redacted Motion Record was provided to the Court on March 28, 2022, for inclusion in the Court's public record of this matter.

In respect of paragraph 6 of the Order and paragraph 43 of the Reasons, a single document containing notes has been identified by the Intervener, and will be disclosed following this letter. No privilege is being claimed in respect of this specific document. The disclosure is not a waiver of any privilege which may apply to any similar document in this proceeding or otherwise.

With that, I believe that the Respondent has complied with the requirements of the April 11, 2022 Order.

Should the Court require any further information or steps taken, we would be pleased to make ourselves available.

Canada

Yours truly,

A handwritten signature in black ink that reads "Lorne Ptack". The signature is written in a cursive style with a large, prominent initial "L".

Lorne Ptack
J. Sanderson (Sandy) Graham
Counsel for the Attorney General of Canada

c.c. Simon Lin, Counsel for the Applicant
Allan Matte and Kevin Shaar, Counsel for the Intervener